

**IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA**

UNITED STATES OF AMERICA	:	
	:	
v.	:	CRIMINAL NO. 3:23-CR-149
	:	
DAMIEN BOLAND,	:	
ALFRED ATSUS,	:	
JOSEPH ATSUS AND	:	JUDGE MANNION
NICHOLAS DOMBEK	:	
	:	
Defendants.	:	ELECTRONICALLY FILED

**JOINT REQUEST FOR PRE-TRIAL DISCLOSURE OF
CO-CONSPIRATOR STATEMENTS PURSUANT TO
FED. R. EVID. 801(d)(2)(E) AS TO DEFENDANTS
DAMIEN BOLAND, ALFRED ATSUS, AND JOSEPH ATSUS**

Defendants Damien Boland, Alfred Atsus, and Joseph Atsus, by and through their undersigned counsel, hereby respectfully jointly request from the Government pre-trial disclosure of all co-conspirator statements which the government intends to admit in its case-in-chief as statements of co-conspirators pursuant to 801(d)(2)(E). *United States v. Bobb*, 471 F.3d 491, 498 (3d Cir. 2006); *United States v. Gambino*, 926 F.2d 1355, 1361 n.5 (3d Cir. 1991); and *Bourjaily v. United States*, 483 U.S. 171 (1987).

Pursuant to the instructions of the Court, Defendants have identified this Request as being of a common interest to them. Defendants have therefore filed this Request jointly, in an effort to narrow and focus the issues that are pending before the Court.

Respectfully submitted,

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Date: July 12, 2024

CERTIFICATE OF SERVICE

I, Patrick A. Casey, hereby certify that a true and correct copy of the foregoing Request for Pre-Trial Disclosure of Co-Conspirator Statements Pursuant to Fed. R. Evid. 801(d)(2)(E) was served upon the following counsel of record via the Court's ECF system on this 12th day of July 2024:

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